

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:21-cv-06367-EK-MMH

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* ELITE PALACE LLC  
was received by me on *(date)* 12/07/2021.

☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_  
on *(date)* \_\_\_\_\_; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_  
\_\_\_\_\_, a person of suitable age and discretion who resides there,  
on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☒ I served the summons on *(name of individual)* SUE ZOUKY, who is  
designated by law to accept service of process on behalf of *(name of organization)* NY SECRETARY OF STATE  
on *(date)* 12/13/2021; or

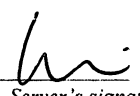
☐ I returned the summons unexecuted because \_\_\_\_\_; or

☐ Other *(specify)*:

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: 12/14/2021

  
\_\_\_\_\_  
*Server's signature*

TIM O'DONNELL - PROCESS SERVER  
\_\_\_\_\_  
*Printed name and title*

761 KOEHLER AVE.  
RONKONKOMA, NY 11779  
\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc:

TWO SETS OF DOCUMENTS WERE SERVED WITH THE STATUTORY FEE OF \$40

ALICIA CALDERON,

-against-

Affidavit of Service  
LLC 303

ROYAL ELITE PALACE CATERERS LLC, ET AL.

STATE OF NEW YORK, COUNTY OF SUFFOLK: Tim O'Donnell, being duly sworn, deposes and says that deponent is not party to this action, is over 18 years of age and resides in the State of New York.

That on 12/13/2021 at 4:21 PM at One Commerce Plaza, 99 Washington Avenue, Albany, NY 12231, your deponent served the SUMMONS IN A CIVIL ACTION, CALDERON RIDER AND COMPLAINT bearing Index # 1:21-cv-06367-EK-MMH and filed date 12/6/2021 upon ELITE PALACE LLC, the intended recipient, by delivering two (2) true copies to Sue Zouky, in the office of the Secretary of State of New York, duly authorized to accept such service on behalf of the intended recipient. At the time of making such service, deponent paid the Secretary of State a fee of \$40.

Your deponent describes the person so served to the best of deponent's ability at the time and circumstances of service as follows:


Gender: Female  
Skin Color: White  
Hair Color: Brown  
Approximate Age: 53-57  
Approximate Height: 5'2"- 5'4"  
Approximate Weight: 140 - 150

During service of the documents, your deponent has adhered to current CDC and NYS Department of Health Guidelines.

Said service was made pursuant to Section 303 of the New York State Limited Liability Law.

Sworn to before me on 12/15/2021:

ALEX ZAMBRANO  
Notary Public, State of New York  
No. 01ZA6184258  
Qualified in SUFFOLK County  
Commission Expires 03/31/2024

  
Tim O'Donnell